

## Message Text

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ACTION IO-14

INFO OCT-01 EUR-25 ISO-00 AF-10 ARA-16 EA-11 NEA-10 RSC-01

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L-03 NSAE-00 NSC-10 PA-04 PRS-01 SPC-03 SS-20 USIA-15

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INT-08 JUSE-00 NSF-04 OMB-01 SCI-06 CEQ-02 TRSE-00

DRC-01 /257 W

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R 192151Z OCT 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 0361

INFO AMEMBASSY LONDON

UNCLAS USUN 4078

E.O. 11652: N/A

TAGS: PBOR

SUBJ: LOS: COMITE 1 SESSION: AFTERNOON OCT. 18

1. SUMMARY. TURKISH, LIBYAN, KENYAN, BOLIVIAN, CHILEAN, POLISH, CANADIAN AND BYELORUSSIAN REPS MADE STATEMENTS, CHIEFLY ON LOS CONF PROCEDURE. END SUMMARY.

2. TURKISH REP URGED FLEXIBLE APPROACH ON CONF PROCEDURE. HE PROPOSED THAT ANY FURTHER PREPARATION BE UNDERTAKEN IN CONTEXT OF LOS CONF RATHER THAN IN SEPARATE SESSION. HE SAID TURKEY COULD AGREE TO EITHER ONE OR TWO SUBSTANTIVE SESSIONS. HE PREFERRED VIENNA AS SITE. HE URGED THAT DISTINCTION BE MADE BETWEEN INVITATION AND CREDENTIALS ISSUE.

3. LIBYAN REP SAID CONF MUST BEGIN ON SCHEDULE WITH SINGLE SESSION OF EIGHT TO TEN WEEKS IN GENEVA IN 1974 OF WHICH THE FIRST FEW WEEKS COULD BE DEVOTED TO PREPARATORY WORK.

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4. KENYAN REP (NJENGA) STRONGLY SUPPORTED ADHERING TO CONF SCHEDULE. HE SAID HE WOULD RESIST ANY ATTEMPT TO POSTPONE CONF OR TO CONVERT 1974 SESSION INTO PREPARATORY MEETING. HE FAVORED SINGLE 10 WEEK SESSION IN GENEVA. HE STATED AIM OF CONF SHOULD BE TO ADOPT A SINGLE COMPREHENSIVE CONVENTION: HE URGED THAT THERE BE NO PROLIFERATION OF TREATIES WHICH WOULD ENABLE GOVERNMENTS TO PICK AND CHOOSE, A DEVELOPMENT WHICH HAD BEEN ONE OF BASIC FAILINGS OF 1958 CONF. ON INVITATION ISSUE, NJENGA SAID HE WOULD, AT APPROPRIATE TIME, PROPOSE THAT GUINEA (B) BE INVITED TO LOS CONF. ON PROCEDURE, NJENGA STATED HE OPPOSES CONSENSUS PROCEDURES AND VETO BY MINORITY BUT WOULD EXAMINE ANY PROPOSED GENTLEMEN'S AGREEMENT SYMPATHETICALLY.

5. CHILEAN REP (ZEGERS) MADE LONG INTERVENTION IN WHICH HE DISCUSSED MAJOR ISSUE OF LOS CONF. SPECIFICALLY HE PROPOSED A SINGLE SESSION OF EIGHT TO TEN WEEKS IN 1974. IN GENERAL DRAFT CONF RES IN SATISFACTORY. ON PROCEDURE, ZEGERS SAID THAT IT WAS IMPORTANT TO USE CONSENSUS PROCEDURES BUT THERE MUST BE PROVISION FOR VOTING. CONSENSUS, HE SAID, MUST BE PRACTICED ON BASIS OF GENTLEMEN'S AGREEMENT: VOTING SHOULD BE DIFFICULT BUT NOT IMPOSSIBLE.

6. CANADIAN REP (BEESLY) MADE GENERAL STATEMENT ON DEVELOPMENT OF INTERNATIONAL LAW. ON PROCEDURE, HE URGED THAT HE WAS SYMPATHETIC WITH THOSE WHO WANT CONSENSUS AND VOTING SHOULD BE A LAST RESORT, AND IT IS DESIRABLE TO WORK OUT GENTLEMEN'S AGREEMENT. BEESLY SUPPORTED SINGLE SESSION OF EIGHT TO TWELVE WEEKS IN 1974.

7. BYELORUSSIAN REP ARUGED THAT PREPARATIONS FOR LOS CONF ARE INADEQUATE AND CONF SHOULD NOT BE HELD THIS YEAR. HE REJECTED VIENNA FORMULA AND COMPLAINED ABOUT TREATMENT OF LAND-LOCKED COUNTRIES.  
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